

C/005

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(813) 261-6525

December 4, 1991

VIA FEDERAL EXPRESS

David A. Hoefer
Assistant Regional Counsel
U.S.E.P.A., Region VII
726 Minnesota Avenue
Kansas City, KS 66101

RE: MEW Superfund Site

Dear David:

As you requested, I enclose lists of the names of the PRPs who my records indicate have executed the Consent Decree as Soil De Minimis Settling Defendants (18), Soil and Groundwater De Minimis Settling Defendants (103), and Settling Defendants (39). You asked for these lists in order to compare them to EPA's records of which PRPs have signed the Consent Decree. I would appreciate it if you would let me know if you find any discrepancies between these lists and EPA's records.

Please feel free to call me if you have any questions.

Very truly yours,

Al McMahon

Alphonse McMahon

AM/gm

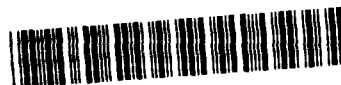
Encl.

cc: Thomas E. Siedhoff - Chairman, MEWSC Executive Committee (w/encl.)

STL-12949.1

DEC 5 1991

EPA ONSLR/CRA
REGION VII



S00172628
SUPERFUND RECORDS

179733

C/005/000041

MEW Site File
Break11_21722

. LIST NAME FOR SD=1

Record#	NAME
13	ARIENS CO.
18	BARRY COUNTY ELECTRIC COOP
19	BARTON COUNTY ELECTRIC COOPERATIVE
49	CHEVRON CHEMICAL COMPANY
255	CITIZENS ELECTRIC CORPORATION
51	CITIZENS UTILITIES COMPANY
283	CITY LIGHT & POWER - FREDERICKTOWN, MO.
59	CITY OF JACKSON, MO
273	E.I. DUPONT DE NEMOURS & CO., INC.
278	EVANSVILLE ELECTRIC & MANUFACTURING CO.
269	FARMERS' ELECTRIC COOP
267	FLORIDA POWER CORPORATION
279	HANCOCK COUNTY REMC
119	ILLINOIS ELECTRIC & GAS COMPANY nka CIPS
136	KAGMO ELECTRIC MOTOR CO.
284	KAISER ALUMINUM & CHEMICAL CO.
153	MARATHON OIL COMPANY
292	MENARD ELECTRIC COOPERATIVE
272	MISSISSIPPI LIME CO.
165	MJM ELECTRIC COOPERATIVE
271	MORGAN COUNTY REMC
274	NEW ENGLAND POWER SERVICE CO.
173	NEW MAC ELECTRIC COOPERATIVE
262	PEMISCOT DUNKLIN ELECTRIC COOP
288	PYRO MINING COMPANY
287	RALSTON PURINA COMPANY
201	SACHS ELECTRIC
257	SIEMENS ENERGY & AUTOMATION fka REMS
277	SIKESTON BOARD OF MUNICIPAL UTILITIES
270	SOUTHERN ILLINOIS ELECTRIC COOP
258	ST. JOE MINERALS CORP.
221	SWANSON-NUNN ELECTRIC CO., INC
261	THE BOC GROUP, INC.
293	THE PITTSBURGH & MIDWAY COAL MINING CO.
228	TOASTMASTER, INC.
254	UNION ELECTRIC COMPANY
239	VERNON BAGWELL
241	WAYNE COUNTY REMC
289	WAYNE WHITE COUNTIES ELECTRIC COOP

MEW Site File
Break11_21723

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4601 TAMiami TRAIL NORTH
NAPLES, FLORIDA 33940-3016
(813) 261-6585

November 23, 1991

VIA FEDERAL EXPRESS

Sarah Toevs Sullivan, Esq.
U.S.E.P.A., Region VII
726 Minnesota Avenue
Kansas City, KS 66101

RE: MEW Superfund Site

Dear Sarah:

I am transmitting to you the original signature pages that the Steering Committee received in connection with the Consent Decree in the above-referenced matter. I also enclose a list of the PRPs who have executed the Consent Decree. The list shows the status of each such party (i.e., Soil De Minimis Settling Defendant, Soil and Groundwater De Minimis Settling Defendant, or Settling Defendant) and whether the original signature page is enclosed or whether my records indicate that the original is in EPA's possession.

STL-11257.1

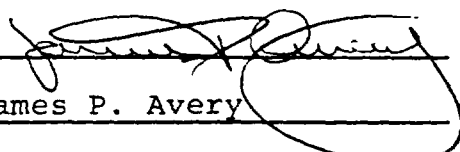
MEW Site File
Break11_21724

C/005/000039

SIGNATURE PAGE FOR **SETTLING DEFENDANTS**

THE UNDERSIGNED PARTY enters into this Consent Decree in the matters of United States v. Union Electric Company, et al., and State of Missouri v. Union Electric Company, et al., relating to the Missouri Electric Works Superfund Site as a **Settling Defendant**.

I certify that I am a duly authorized representative of the undersigned party.

Name of Party:	<u>Citizens Utilities Company</u>
Signature of Representative:	<u></u>
Name of Representative:	<u>James P. Avery</u>
Title of Representative:	<u>Vice President, Electric</u>
Date:	<u>November 18, 1991</u>

Agent Authorized to Accept Service on Behalf of Above-signed Party:

Name (Print):	<u>Ronald E. Walsh</u>
Address:	<u>Assistant Secretary</u>
	<u>Citizens Utilities Company</u>
	<u>High Ridge Park</u>
	<u>Stamford, CT 06905</u>

Please identify a person to contact for further information:

Name	<u>Ronald E. Walsh</u>
Title	<u>Assistant Secretary</u>
Address	<u>Citizens Utilities Company</u>
	<u>High Ridge Park</u>
	<u>Stamford, CT 06905</u>

MEW Site File
Break11_21725



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
726 MINNESOTA AVENUE
KANSAS CITY, KANSAS 66101

September 27, 1991

URGENT LEGAL MATTER

MISSOURI ELECTRIC WORKS SUPERFUND SITE CONSENT DECREE

Dear Potentially Responsible Party:

You were notified of your potential responsibility for costs relating to clean-up of the contamination at the Missouri Electric Works Superfund Site in Cape Girardeau, Missouri by a letter from the Environmental Protection Agency dated December 21, 1990. As you may be aware, EPA has been negotiating with representatives of the Missouri Electric Works Steering Committee (MEWSC) toward an agreement for the financing and performance of the Remedial Design and Remedial Action at the Missouri Electric Works site.

Enclosed with this letter for your review and signature is a Consent Decree that embodies the agreement reached during these negotiations. While this letter briefly outlines some of the provisions of the Consent Decree, EPA strongly urges you to read the Consent Decree and its appendices carefully and to seek the advice of independent legal counsel regarding this matter.

Classes of Parties

The Consent Decree defines three classes of parties responsible for performing or helping to finance the response activities required by the Consent Decree. The first class is Settling Defendants, made up of those Potentially Responsible Parties (PRPs) having 0.4 percent or more of the responsibility for equipment sent to the site, as established by the Cost Allocation Formula and attached to the Consent Decree as Appendix K. PRPs within this class may sign the Consent Decree as Settling Defendants only.

The second class of parties is De Minimis Settling Defendants. Those parties having less than 0.4 percent of the responsibility for equipment sent to the site, as established by the Cost Allocation Formula and attached to the Consent Decree as Appendix K, are eligible to participate in the Consent Decree as De Minimis Settling Defendants. Within this class are two sub-classes, Soil De Minimis Settling Defendants and Soil and Groundwater De Minimis Settling Defendants. Generally, Soil De Minimis Settling Defendants will settle their liability only for

MEW Site File
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RECYCLE ♻️

C/005/000036

contaminated soils and sediments at the site, but not for the contaminated groundwater. The Soil De Minimis Settling Defendants' provisions are found generally in pages 91-101 of the Consent Decree. In contrast, the Soil and Groundwater De Minimis Settling Defendants will settle their liability for both the contaminated soil and groundwater. The Soil and Groundwater De Minimis Settling Defendants' provisions are found generally on pages 101-111 of the Consent Decree. Each PRP allocated less than 0.4 percent of the responsibility for equipment sent to the site have the options of signing the Consent Decree as a Settling Defendant, a Soil De Minimis Settling Defendant or a Soil and Groundwater De Minimis Settling Defendant. All De Minimis Settling Defendants also have the option of paying their respective shares of EPA's Past Response Costs. Included in this package are lists of PRPs eligible for participation in the Consent Decree as De Minimis Settling Defendants, their volumetric allocations and the amounts to be paid by those who sign the Consent Decree.

The final class of PRPs in the Consent Decree is Settling Federal Agencies, which includes those federal agencies that sent equipment to the site. The provisions addressing Settling Federal Agencies are found generally on pages 85-91 of the Consent Decree.

Scope of Work to be Performed

In general, the Consent Decree provides that the Settling Defendants will conduct the remediation of contaminated soils at the site, which involves excavation and on-site incineration of PCB-contaminated soils, as well as those tasks necessary to design and safely and effectively implement the remedy. In addition, the Settling Defendants will conduct a Groundwater Design Investigation to further characterize the contamination in the groundwater at and from the site. This Consent Decree does not include remediation of the groundwater contamination.

Mixed Funding

EPA has agreed to reimburse the Settling Defendants for certain costs of the design and construction of the remedial action conducted pursuant to this Consent Decree. The Settling Defendants will initially finance these activities and may then seek reimbursement for 20 percent of their allowable costs from the Hazardous Substance Superfund, up to a maximum of \$3,500,000.00. This allows the Defendants to reduce their ultimate costs under this Consent Decree accordingly.

Covenants not to Sue

In consideration of the work being performed and money being

paid by the Defendants participating in this Consent Decree, the United States has provided certain covenants not to sue. The scope of these covenants varies, depending on the class of each party and the costs reimbursed by each party.

The Consent Decree includes three signature pages: one each for Settling Defendants; Soil De Minimis Settling Defendants; and Soil and Groundwater De Minimis Settling Defendants. It is extremely important to sign the correct signature page. If you choose to participate in this settlement, please sign the correct signature page, fill out all the requested information completely, and return it to the following address by no later than Wednesday, November 27, 1991:

Sarah Toevs Sullivan
Assistant Regional Counsel
U.S. Environmental Protection Agency
726 Minnesota Avenue
Kansas City, Kansas 66101

If you do not sign and return the Consent Decree by November 27, 1991, the United States may take legal action to seek your participation in the payment of response costs under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C. 9601 et seq. The Settling Defendants may also file a lawsuit to obtain your participation in the clean-up at the Site.

If you have any questions regarding this matter, please contact David A. Hoefer, Office of Regional Counsel, 913/551-7010.

Sincerely,



Sarah Toevs Sullivan
Assistant Regional Counsel

Enclosures

MEW Site File
Break11_21728

Complete items 1 and 2 for additional service.
 Complete items 3, 4, 5, and 6.
 Print your name and address on the reverse of this form so we can return this form to you.
 Attach this form to the back of the mailpiece, or on the back of the mailpiece if the mailpiece does not have a return address.

I also wish to receive the following services (for an extra fee):
 1. ☐ Registered Mail
 2. ☐ Restricted Delivery
 Consult postage meter for rates.

Article Addressed to:
 CITIZENS UTILITIES COMPANY
 MR. MICHAEL D. MOUNT
 PROJECT ENGINEER
 HIGH RIDGE PARK
 STAMFORD, CT 06905

4a. Article Number
 P 679 483 030

4b. Service Type
☐ Registered
☒ Certified
☐ Express Mail

Date of Delivery

8. Addressee's Address and fee is paid

PS Form 3811, October 1990 U.S. GPO: 1990-275-081 DOMESTIC RETURN RECEIPT

P 679 483 [30]



Certified Mail Receipt

No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)

CITIZENS UTILITIES COMPANY
 MR. MICHAEL D. MOUNT
 PROJECT ENGINEER
 HIGH RIDGE PARK
 STAMFORD, CT 06905

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fees	\$
Postmark or Date	

SEP 27 1991

PS Form 3800, June 1990

MEW Site File
 Break11_21729

PEPER, MARTIN, JENSEN, MAICHEL AND HETLAGE

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(618) 234-9574

SUITE 600
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(813) 337-3850
TELECOPY: (813) 337-0970

SUITE 2
1625 WEST MARION AVENUE
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(813) 637-1955
TELECOPY: (813) 637-8485

May 17, 1991

Mr. David A. Hoefer
Assistant Regional Counsel
U.S.E.P.A., Region VII
726 Minnesota Avenue
Kansas City, KS 66101

Re: Missouri Electric Works Superfund Site

Dear David:

As we discussed, I am enclosing for your information lists of the PRPs who are eligible for the de minimis buyout under Tier 1 and Tier 2. Also enclosed is a floppy disk containing six files, four programs and two report forms, all in dBase III+ language.

The CALCRU program is the program used to calculate the RU attributed to each PRP and prepare a summary of the information. The two report forms, RUREPA and RUREPR, are used to prepare alphabetical and ranked listings of the summary information, respectively. The other three programs are basically subroutines that perform some of the calculations in the CALCRU program.

I tried to put some explanatory notes in the programs so that they would be easier to understand. However, I would be happy to discuss the programs with you or one of your technical people if you have any questions.

RECEIVED

MAY 20 1991

EPA CNSL/RCRA
REGION VII

C/005/000032

MEW Site File
Break11_21730

PEPER, ~~M~~MARTIN, JENSEN, MAICHEL AND L. FLAGE

Mr. David A. Hoefer
May 17, 1991
Page 2

Please feel free to contact me if you have any questions.

Very truly yours,



Alphonse McMahon

AM:cm
Enclosures

cc: Thomas E. Siedhoff -
Chairman, Executive Committee
(without enclosure)

MEW Site File
Break11_21731

C/005/000033

65 PRPS ELIGIBLE FOR DE MINIMIS BUYOUT, TIER 2
=====

NO.	NAME	RU
=====	=====	=====
1	ABSORBENT CLAY PRODUCTS	1.25
2	AMERICAN CHARCOAL COMPANY (MICHIGAN)	45.15
3	ARIENS CO.	260.87
4	BELCHER ELECTRIC COMPANY	10.00
5	BEYERS CRUSHED STONE	311.50
6	BODINE ELECTRIC OF DECATUR, INC.	657.25
7	BRIDGESTONE/FIRESTONE INC. (FIRESTONE STORE)	6.52
8	BULL MOOSE TUBE COMPANY	1873.27
9	BURLINGTON NORTHERN R.R. CO. fka FRISCO RWY.	14.41
10	CHARLES STONE CO. (COLUMBIA QUARRY CO.)	13.04
11	CHASE RESORTS, INC. (LODGE OF FOUR SEASONS)	222.50
12	CHEMETCO, INC.	137.50
13	CHICAGO ELECTRIC COMPANY	1253.12
14	CITIZENS UTILITIES COMPANY	462.33
15	CITY OF CABOOL, MO	611.53
16	CITY OF CARMI, IL	826.19
17	CITY OF HOUSTON, MO	136.00
18	CITY OF JACKSONVILLE, IL for CITY L & P	594.50
19	CITY OF MOUNT VERNON, MO	498.52
20	CITY UTILITIES OF WEST PLAINS, MO	456.39
21	CONSOLIDATED ALUMINUM	38.10
22	DAMSON OIL CORPORATION	42.94
23	DECATUR INDUSTRIAL ELECTRIC/MT. VERNON	1017.45
24	DEFENSE PROPERTY DISPOSAL n/k/a DRMS	314.87
25	EMPIRE DOCK COMPANY	354.50
26	GENERAL CABLE CORP. (PENN CENTRAL CORP.)	291.51
27	GUNTHER-NASH MINING CONSTR. CO.	61.33
28	H. J. ENTERPRISES	125.50
29	HARRISON COUNTY, REMC	29.26
30	HART MFG., DIV. OF MIDLAND BRAKE	42.05
31	HIMMELBERGER-HARRISON (ROWE FURNITURE)	131.83
32	HOUSING AUTHORITY-CHARLESTON, MO	34.06
33	INDEPENDENT ELECTRIC MACHINERY CO.	1247.19
34	INGRAM BARGE CO	10.50
35	ITT FEDERAL SERVICES CORP. fka FEDERAL ELEC.	239.32
36	JEFFERSON SMURFIT CORP. (SHAWNEE WOODCHIPS)	120.96
37	JOHNSON COUNTY HOUSING AUTHORITY	150.00
38	KBOA RADIO STATION	35.06
39	KNOBEL REDMAN CONSTRUCTION CO	216.62
40	KOERNER ELECTRIC MOTOR COMPANY	317.18
41	LEE ROWAN COMPANY	194.23
42	LOWRY ELECTRIC	229.58
43	MIDWEST DIESEL	125.94
44	MISSOURI BARGE LINE COMPANY, INC.	14.41
45	MISSOURI DRY DOCK	77.46

MEW Site File
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65 PRPS ELIGIBLE FOR DE MINIMIS BUYOUT, TIER 2
=====

NO.	NAME	RU
=====	=====	=====
46	MUNICIPAL UTILITIES - HIGGINSVILLE, MO	142.89
47	OLD JUDGE COFFEE CO, DIV. OF C.F.O'N.C. CORP.	132.00
48	OTIS ELEVATOR COMPANY	91.25
49	OWENSVILLE MUNICIPAL UTILITIES	292.50
50	PARAGON WATER UTILITIES	45.04
51	PLIBRICO COMPANY	135.09
52	PULASKI COUNTY HOUSING AUTHORITY	76.46
53	QUINCY SOYBEAN COMPANY	572.25
54	RICHARDS ELECTRIC MOTOR CO	1100.88
55	SOUTHEASTERN MISSOURI UNIVERSITY	164.57
56	SOUTHERN ILLINOIS MATERIALS CO., INC.	36.50
57	SULLIVAN COUNTY REMC	4.94
58	SULLIVAN ELECTRIC - MARION, IL	122.27
59	TEXTRON, INC. (BURKHART FOAM)	51.16
60	TROJAN POWDER COMPANY	844.12
61	TUCSON ELECTRIC POWER	361.36
62	UPHAM OIL COMPANY	33.60
63	VAUGHN ELECTRIC COMPANY, INC.	27.54
64	WESTMORELAND COAL COMPANY	435.25
65	ZELLER ELECTRIC	332.54
***	Total ***	18855.90

MEW Site File
Break11_21733

PEPER, MARTIN, JENSEN, MAICHEL AND HETLAGE

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WRITER'S DIRECT DIAL NUMBER

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March 2, 1991

VIA FEDERAL EXPRESS

Sarah Toevs Sullivan
Assistant Regional Counsel
United States Environmental
Protection Agency, Region 7
726 Minnesota Avenue
Kansas City, KS 66101

RE: Missouri Electric Works Superfund Site

Dear Ms. Sullivan:

Transmitted herewith is a good faith offer in response to the special notice letters issued by EPA for the above-referenced site. The offer consist of a letter and five exhibits.

Please feel free to call me if you have any questions.

Very truly yours,

Alphonse McMahon
Alphonse McMahon

AM/bf

Enclosure

NOTE:

SEE MEW
SITE FILE FOR THE COMPLETE
(ORIGINAL) DOCUMENT.

MAR 4 1991

MEW Site File
Break11_21734

C/005/000026

EXHIBIT A

LIST OF PARTIES

MAKING THE GOOD FAITH OFFER

MEW Site File
Break11_21735

LIST OF THE 158 PARTIES
MAKING THIS GOOD FAITH OFFER

=====

NO.	ID	NAME
---	----	-----
1	1228	A. P. GREEN
2	2403	ALLIED SIGNAL for ALLIED CHEM fka MINERVA OIL
3	2401	ALUMINUM CO. OF AMERICA-WARRICK OPERATIONS
4	1237	AMERICAN CHARCOAL COMPANY (MICHIGAN)
5	1006	AMERICAN Limestone
6	1007	ARIENS CO.
7	1333	ARKANSAS POWER & LIGHT/GIDEON LIGHT & POWER
8	1009	BARRY COUNTY ELECTRIC COOP
9	1010	BARTON COUNTY ELECTRIC COOPERATIVE
10	1081	BEAZER EAST, INC. fka KOPPERS
11	1247	BELCHER ELECTRIC COMPANY
12	1248	BEYERS CRUSHED STONE
13	1013	BLACK RIVER ELECTRIC COOP
14	2234	BODINE ELECTRIC OF DECATUR, INC.
15	1939	BRIDGESTONE FIRESTONE INC. (FIRESTONE STORE)
16	1014	BROWN & ROOT
17	1258	BULL MOOSE TUBE COMPANY
18	1947	BURLINGTON NORTHERN R.R. CO. fka FRISCO Rwy.
19	1019	CAIRO PUBLIC UTILITY COMMISSION
20	1023	CHARLES STONE CO. (COLUMBIA QUARRY CO.)
21	2379	CHEVRON GROUP FOR P&M COAL AND CHEVRON CHEM.
22	1027	CITIZENS ELECTRIC CORPORATION
23	2321	CITIZENS UTILITIES COMPANY
24	1029	CITY LIGHT & POWER - FREDERICKTOWN, MO
25	1113	CITY LIGHT & WATER - PARAGOUL, ARK
26	1018	CITY OF CABOOL, MO
27	1021	CITY OF CARM, IL
28	1166	CITY OF CASEY, IL
29	1059	CITY OF HOUSTON, MO
30	1067	CITY OF JACKSON, MO
31	1026	CITY OF JACKSONVILLE, IL for CITY L & P
32	1282	CITY OF JEFFERSON, MO
33	1283	CITY OF MADISONVILLE, KY
34	1100	CITY OF MOUNT VERNON, MO
35	1130	CITY OF SALEM, MO
36	1132	CITY OF SEYMOUR, MO
37	1141	CITY OF STEELVILLE, MO
38	1278	CITY UTILITIES OF WEST PLAINS, MO
39	1034	CLINTON COUNTY ELECTRIC COOPERATIVE
40	1295	COLUMBIA POWER SYSTEM
41	1037	CONSOLIDATED ALUMINUM
42	1300	CRAWFORD ELECTRIC COOP
43	1302	DAMSON OIL CORPORATION
44	1038	DARKE RURAL ELECTRIC COOPERATIVE
45	1040	DAVISS-MARTIN COUNTY REMC

MEW Site File
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LIST OF THE 158 PARTIES
MAKING THIS GOOD FAITH OFFER
=====

NO.	ID	NAME
===	=====	=====
46	1908	DOW CHEMICAL
47	1914	DUGGER ELECTRIC EQUIPMENT CO.
48	1915	E.I. DUPONT DE NEMOURS & CO., INC.
49	1044	EAST PERRY LUMBER COMPANY
50	1930	EMPIRE DOCK COMPANY
51	1320	ESSELTE PENDAFLEX
52	1047	ESSEX WIRE COMPANY (UNITED TECHNOLOGIES)
53	1048	EVANSVILLE ELECTRIC & MANUFACTURING CO.
54	1049	FARMERS' ELECTRIC COOPERATIVE
55	1180	FLORIDA POWER AND LIGHT
56	1183	FLORIDA ROCK INDUSTRIES, INC.
57	1052	FULTON COUNTY REMC
58	1053	GENERAL CABLE CORP. (PENN CENTRAL CORP.)
59	1952	GENERAL ELECTRIC COMPANY
60	1188	GUNTHER-NASH MINING CONSTR. CO.
61	1214	H. J. ENTERPRISES
62	1057	HANCOCK COUNTY REMC (IN)
63	1161	HANCOCK WOOD ELECTRIC COOPERATIVE
64	1341	HARRISON COUNTY, REMC
65	1347	HOUSING AUTHORITY-CHARLESTON, MO
66	1060	HOWELL OREGON ELECTRIC COOPERATIVE
67	1062	ILLINOIS GAS & ELECTRIC COMPANY
68	1167	INGRAM BARGE CO
69	1988	INTERLAKE PACKAGING CORPORATION
70	1361	JIM SMITH CONTRACTING CO., INC.
71	1168	JOHNSON COUNTY HOUSING AUTHORITY
72	1076	KAGMO ELECTRIC MOTOR CO.
73	1207	KAISER ALUMINUM & CHEMICAL CORP.
74	1072	KBOA RADIO STATION
75	1074	KFVS-TV
76	1370	KLEIN ARMATURE WORKS
77	1216	KNOBEL REDMAN CONSTRUCTION CO
78	1371	KOERNER ELECTRIC MOTOR COMPANY
79	1374	LEE ROWAN COMPANY
80	1184	CHASE RESORTS, INC. (LODGE OF FOUR SEASONS)
81	2024	LOGAN COUNTY CO-OPERATIVE POWER & LIGHT ASSN.
82	1378	LOWRY ELECTRIC
83	2293	MAGNETEK, INC.
84	1089	MAYFIELD ELECTRIC AND WATER SYSTEM
85	2049	MCCARTHY BROTHERS CONSTRUCTION
86	1091	MENARD ELECTRIC COOPERATIVE
87	1092	MIDWEST ELECTRIC, INC.
88	1093	MISSISSIPPI LIME CO
89	2109	MISSOURI PORTLAND CEMENT
90	1090	MJM ELECTRIC COOPERATIVE

MEW Site File
Break11_21737

LIST OF THE 158 PARTIES
MAKING THIS GOOD FAITH OFFER
=====

NO.	ID	NAME
91	2065	MOBIL OIL CO.
92	1096	MORGAN COUNTY REMC
93	1195	MORGANTOWN ORD. WKS./DIV. PRINCESS COALS, INC
94	1099	MOUNT CARMEL PUBLIC UTILITY CO.
95	1108	N L INDUSTRIES, INC.
96	1196	NEW ENGLAND POWER SERVICE CO
97	1109	NEW MAC ELECTRIC COOPERATIVE
98	2078	NOBEL COUNTY REMC
99	1406	NORTH CENTRAL MISSOURI ELECTRIC
100	1197	OLD JUDGE COFFEE CO, DIV. OF C.F.O'N.C. CORP.
101	2091	OTIS ELEVATOR COMPANY
102	1032	OWENSVILLE MUNICIPAL UTILITIES
103	1160	OZARK BORDER ELECTRIC COOPERATIVE
104	1111	OZARK ELECTRIC COOPERATIVE
105	2100	PAUL OBERMAN & CO., INC.
106	1115	PEABODY COAL COMPANY
107	1116	PEMISCOT DUNKLIN ELECTRIC COOPERATIVE
108	2105	PET INCORPORATED
109	1417	PHILIPS & COMPANY
110	2342	PHILLIPS PETROLEUM COMPANY
111	1198	PLIBRICO COMPANY
112	1421	PSI ENERGY (PUBLIC SERVICE CO. OF IND.)
113	1422	PULASKI COUNTY HOUSING AUTHORITY
114	1322	PUROLATOR PRODUCTS CO. fka FACET AUTOMOTIVE
115	1425	PYRO MINING COMPANY
116	1199	RALSTON PURINA COMPANY
117	1431	RICHMOND POWER & LIGHT
118	1124	RURAL ELECTRIC CONVENIENCE COOPERATIVE
119	1125	SAC-OSAGE ELECTRIC COOPERATIVE
120	1126	SACHS ELECTRIC
121	1437	SANDNER ELECTRIC
122	1438	SCOTT-NEW MADRID-MISSISSIPPI COOP.
123	2122	SIEMENS ENERGY & AUTOMATION, INC fka REMS, INC
124	1012	SIKESTON BOARD OF MUNICIPAL UTILITIES
125	1139	SOUTHEAST MISSOURI MENTAL HEALTH CENTER
126	1448	SOUTHEASTERN MISSOURI UNIVERSITY
127	1137	SOUTHERN ILLINOIS ELECTRIC COOP
128	2152	SOUTHERN ILLINOIS MATERIALS CO.
129	1129	ST. JOE MINERALS CORP.
130	2157	ST. LOUIS STEEL CASTING INC.
131	1452	ST. LOUIS UNIVERSITY
132	1140	STEUBEN COUNTY REMC
133	2165	SULLIVAN COUNTY REMC
134	2166	SULLIVAN ELECTRIC - MARION, IL
135	1456	SUMTER ELECTRIC COOPERATIVE, INC.

MEW Site File
Break11_21738

LIST OF THE 158 PARTIES
MAKING THIS GOOD FAITH OFFER

NO.	ID	NAME
136	1142	SWANSON-NUNN ELECTRIC CO., INC
137	2172	TEAMSTERS LOCAL 688 INS. AND WELFARE FUND
138	1460	TEXAS EASTERN PRODUCTS PIPELINE COMPANY
139	1143	TEXAS EASTERN TRANSMISSION CORPORATION
140	2384	TEXTRON, INC. (BURKHART FOAM)
141	1203	THE BOC GROUP, INC.
142	1144	TIPMONT REMC
143	1217	TOASTMASTER, INC.
144	1465	TUCSON ELECTRIC POWER
145	1003	U.S. AIR FORCE **
146	2204	UNION COUNTY HOSPITAL
147	1149	UNION ELECTRIC COMPANY
148	1150	UNITED RURAL ELECTRIC COOP INC
149	1151	UPPER CUMBERLAND ELECTRIC MEMBERSHIP
150	1153	WAYNE COUNTY REMC
151	1154	WAYNE WHITE COUNTIES ELECTRIC COOPERATIVE
152	1155	WEAKLEY COUNTY MUN. ELECTRIC SYSTEM
153	2220	WEBSTER COUNTY COAL
154	1478	WESTINGHOUSE ELECTRIC
155	2221	WESTMORELAND COAL COMPANY
156	1479	WETTERAU INC.
157	1480	WHIRLPOOL CORPORATION
158	1158	WHITE COUNTY REMC

** Although the Air Force desires to participate in the resolution of its potential liability in connection with the Site as detailed in the good faith offer, the Air Force has not been appropriated funds from Congress to resolve its liability through use of a Consent Decree. The Air Force, however, will be pursuing an administrative settlement with EPA that will incorporate the terms of any agreement reached by EPA and the parties to this offer, including the agreed-upon allocation formula.

MEW Site File
Break11_21739

CITIZENS UTILITIES

Administrative Offices
High Ridge Park, Stamford, CT 06905
(203) 329-8800

February 8, 1991

TELECOMMUNICATIONS

BULLHEAD CITY, AZ
KINGMAN, AZ
LAKE HAVASU CITY, AZ
ALTURAS, CA
BURNLEY, CA
ELK GROVE, CA
FERNDALE, CA
RIO VISTA, CA
SUSANVILLE, CA
NEW BETHLEHEM, PA

Sarah Toevs Sullivan, Esq.
Office of Regional Counsel
U. S. Environmental Protection Agency
Region VII
726 Minnesota Avenue
Kansas City, Kansas 66101

PAGING

LOS ANGELES, CA
MONTEREY, CA
SAN FRANCISCO, CA
SACRAMENTO, CA
SAN DIEGO, CA
STOCKTON, CA
PHOENIX, AZ
TUCSON, AZ
SALT LAKE CITY, UT

Re: Missouri Electric Works, Inc.

Dear Ms. Sullivan:

This letter is in response to Mr. Morris Kay's letter of December 21, 1990 to Citizens Utilities Company's Ms. Paula Sparks.

CELLULAR

REDDING, CA
SACRAMENTO, CA
SAN FRANCISCO, CA
SAN JOSE, CA
STOCKTON, CA
RENO, NV

Citizens Utilities Company has joined the Missouri Electric Works Steering Committee (MEWSC) and will be participating in their planned submittal of a good faith offer on behalf of its members. We have enclosed, for your information, a copy of the letter initiating our membership in the MEWSC.

ELECTRIC

KINGMAN, AZ
LAKE HAVASU CITY, AZ
NOGALES, AZ
KAUAI, HI
WALLACE, ID
NEWPORT, VT

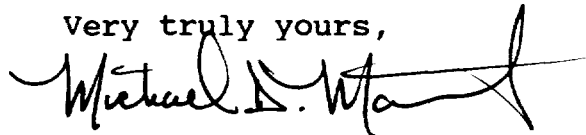
Please direct any future correspondence on this matter to the undersigned at the above letterhead address.

WATER/WASTEWATER

BULLHEAD CITY, AZ
NOGALES, AZ
SUN CITY, AZ
SUN CITY WEST, AZ
FELTON, CA
FERNDALE, CA
GUERNEVILLE, CA
JACKSON, CA
MONTARA, CA
SACRAMENTO, CA
SANTA ROSA, CA
WALLACE, ID
ADDISON, IL
KOKOMO, IN
BRIMFIELD, OH
WESTERVILLE, OH
LAKE HERITAGE, PA
ROYERSFORD, PA
WIND GAP, PA
WYOMISSING HILLS, PA

If you have any additional questions regarding this matter, please call me at 203/329-4635.

Very truly yours,



Michael D. Mount
Project Engineer
Electric Operations

GAS

NOGALES, AZ
LA JUNTA, CO
PAGOSA SPRINGS, CO

MDM/sh
0049mdm
Attachment
cc: (without attachment)
J. P. Avery
T. J. Ferry
R. E. Walsh

MEW Site File
Break11_21740

CITIZENS UTILITIES

Administrative Offices
High Ridge Park, Stamford, CT 06905
(203) 329-8800

February 8, 1991

TELECOMMUNICATIONS

BULLHEAD CITY, AZ
KINGMAN, AZ
LAKE HAVASU CITY, AZ
ALTURAS, CA
BURNLEY, CA
ELK GROVE, CA
FERNDALE, CA
RIO VISTA, CA
SUSANVILLE, CA
NEW BETHLEHEM, PA

Ms. Jeanne Berger
Environmental Assistant
Peper, Martin, Jensen, Maichel and Hetlage
720 Olive Street
24th Floor
St. Louis, Missouri 63101

PAGING

LOS ANGELES, CA
MONTEREY, CA
SAN FRANCISCO, CA
SACRAMENTO, CA
SAN DIEGO, CA
STOCKTON, CA
PHOENIX, AZ
TUCSON, AZ
SALT LAKE CITY, UT

Re: Missouri Electric Works Superfund Site

Dear Ms. Berger:

Enclosed is a check for \$2,060.07 to be applied toward Citizens Utilities Company's ("Citizens") membership in the Missouri Electric Works Steering Committee ("MEWSC"). We understand the enclosed \$2,060.07 to be the current assessment toward Citizens, and the enclosed payment will secure Citizens' membership in the MEWSC.

CELLULAR

REDDING, CA
SACRAMENTO, CA
SAN FRANCISCO, CA
SAN JOSE, CA
STOCKTON, CA
RENO, NV

Citizens wishes to participate, as a member of the MEWSC, in the MEWSC's submittal of a good faith offer to the Environmental Protection Agency. However, Citizens reserves the right to review and approve the final good faith offer before being obligated to its terms.

Any future correspondence on this matter should be sent to the undersigned at the above letterhead address.

ELECTRIC

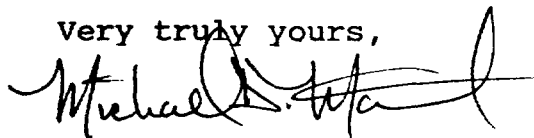
KINGMAN, AZ
LAKE HAVASU CITY, AZ
NOGALES, AZ
KAUAI, HI
WALLACE, ID
NEWPORT, VT

Please forward to Citizens a copy of the latest project cost estimates, the minutes of the January 24, 1991 MEWSC meeting, and the latest revision of the good faith offer, including the proposed DeMinimas settlement sections. Please call me at 203/329-4635 if you have any questions on this matter.

WATER/WASTEWATER

BULLHEAD CITY, AZ
NOGALES, AZ
SUN CITY, AZ
SUN CITY WEST, AZ
FELTON, CA
FERNDALE, CA
GUERNEVILLE, CA
JACKSON, CA
MONTARA, CA
SACRAMENTO, CA
SANTA ROSA, CA
WALLACE, ID
ADDISON, IL
KOKOMO, IN
BRIMFIELD, OH
WESTERVILLE, OH
LAKE HERITAGE, PA
ROYERSFORD, PA
WIND GAP, PA
WYOMISSING HILLS, PA

Very truly yours,



Michael D. Mount
Project Engineer
Electric Operations

GAS

NOGALES, AZ
LA JUNTA, CO
PAGOSA SPRINGS, CO

0048mdm
Attachment

cc: (without attachment)
A. McMahon (Peper, Martin)
J. P. Avery, R. E. Walsh
T. J. Ferry

OVER 500 SEPARATE COMMUNITIES ARE SERVED BY FACILITIES WHOSE OPERATIONS ARE DIRECTED FROM THE ABOVE LISTED OPERATING CENTERS

C/005/000025

NEW Site File
Break11_21741



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
726 MINNESOTA AVENUE
KANSAS CITY, KANSAS 66101

OFFICE OF
THE REGIONAL ADMINISTRATOR

SPECIAL NOTICE LETTER FOR REMEDIAL DESIGN/REMEDIAL ACTION
URGENT LEGAL MATTER -- PROMPT REPLY NECESSARY

DEC 21 1990

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Ms. Paula Sparks
Office Supervisor
Citizens Utilities Company
P. O. Box 3099
Kingman, AZ 86402

Dear Ms. Sparks:

Re: Missouri Electric Works, Inc. (MEW)
Cape Girardeau, Missouri

This letter follows a general notice letter previously sent to you in connection with the Missouri Electric Works, Inc. Superfund site (hereinafter "the Site"). As the listed contact person for the potentially responsible party (PRP) identified above, this letter has been sent to your attention.

This letter serves three basic functions. First, it contains a formal demand for reimbursement of costs that have been incurred, including interest thereon, and costs that are expected to be incurred, which are also subject to interest, in response to the health and/or environmental concerns at the Site. Second, this letter notifies you that a 60-day period of formal negotiations with the Environmental Protection Agency (EPA) automatically begins with this letter. Third, this letter provides general and site-specific information to assist you in negotiating with the EPA.

MEW Site File
Break11_21742

C/005/000018

NOTICE OF POTENTIAL LIABILITY

As indicated in the general notice letter previously sent to you, EPA has information indicating that Citizens Utilities Company is a PRP as defined in Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9607(a) as amended (CERCLA) with respect to costs incurred by EPA in connection with the Site.

SPECIAL NOTICE AND NEGOTIATION MORATORIUM

EPA has determined that use of the Section 122(e) special notice procedures specified in CERCLA will facilitate the negotiation of an agreement with PRPs for taking response action and will expedite remedial action at the Site. Therefore, pursuant to CERCLA Section 122(e), 42 U.S.C. §9622(e), your receipt of this letter triggers a 60-day moratorium on certain EPA response activities at the Site. During this 60-day period, all PRPs are invited to participate in formal negotiations with EPA. You are also encouraged to voluntarily negotiate a settlement providing for the PRPs to conduct or finance the response activities required at the Site. The 60-day negotiation moratorium will be extended for an additional 60 days if EPA determines that the PRPs have provided EPA with a good faith offer to conduct or finance the remedial design/remedial action (RD/RA). If settlement is reached between EPA and the PRPs within the 120-day negotiation moratorium period, the settlement will be embodied in a Consent Decree.

RECORD OF DECISION, DRAFT SCOPE OF WORK,
AND DRAFT CONSENT DECREE

A copy of EPA's Record of Decision, a draft Scope of Work and a draft Consent Decree are enclosed with this letter. These documents are provided to assist you and other PRPs in developing a good faith offer for conducting the RD/RA. The draft Scope of Work and draft Consent Decree are provided for negotiation purposes only.

GOOD FAITH OFFER

As indicated, the 60-day negotiation period and moratorium triggered by this letter may be extended for 60 days if the PRPs submit a good faith offer to EPA. A good faith offer to conduct or finance the RD/RA is a written proposal that demonstrates the PRPs' qualifications and willingness to conduct or finance the design, implementation, and monitoring of the remedy. For your proposal to be considered a good faith offer, it must not be significantly different from EPA's Record of Decision and must include the following elements:

MEW Site File
Break11_21743

1. A statement of willingness by the PRPs to conduct or finance the RD/RA consistent with EPA's Record of Decision as well as the draft Scope of Work and draft Consent Decree that provides a sufficient basis for further negotiations;
2. An element-by-element response to EPA's Record of Decision, draft Scope of Work and draft Consent Decree, including a response to any other attached documents;
3. A detailed description of a work plan identifying how the PRPs plan to proceed with the work;
4. A demonstration of the PRPs' technical capability to carry out the RD/RA, including the identification of the firm(s) that may actually conduct the work or a description of the process they will use to select such firm(s);
5. A demonstration of the PRPs' ability to finance the RD/RA;
6. A statement of willingness by the PRPs to reimburse EPA for costs incurred in overseeing the PRPs' conduct of the RD/RA;
7. The name, address, and telephone number of the parties or steering committee, if any, representing the PRPs in negotiations; and,
8. A description of the PRPs' position on releases from liability and reopeners to liability.

INFORMATION RELEASE

Additional information has been obtained by the EPA since the previous notice. The following information is being provided as an enclosure to this letter:

1. An updated list of the names and addresses of the PRPs to whom this notification is being sent. Inclusion or exclusion from this list does not constitute a final determination by EPA concerning the liability of any party for the release or threat of release of hazardous substances at the Site; and,
2. A list of the volume, expressed in kilo-volt amperes (KVA), of substances attributed to each PRP. The list is subject to revisions based upon new information as and if it becomes available.

MEM Site File
Brack11-21744

DEMAND FOR PAYMENT

With this letter, EPA demands that you reimburse EPA for its costs incurred to date. EPA further encourages you to voluntarily enter into negotiations with the EPA in an attempt to negotiate a Consent Decree in which you and other PRPs agree to perform the RD/RA.

In accordance with the provisions of CERCLA, EPA already has undertaken certain actions and incurred certain costs in responding to conditions at the Site. The response actions taken by the EPA include an Expanded Site Investigation which involved conducting investigations to identify the local hydrogeological characteristics and better define the nature and extent of soil, air, surface and ground water contamination at the Site. The cost to date of the response actions performed at the Site through EPA funding is approximately \$1,032,547.37. In accordance with Section 107(a) of CERCLA, demand is hereby made for payment of the above amount plus all interest recoverable under Section 107 or under any other provisions of law.

As indicated above, EPA anticipates expending additional funds for the RD/RA. Whether EPA funds the entire RD/RA or simply incurs costs by overseeing the parties conducting these response activities, you are potentially liable for these expenditures as well, plus interest thereon.

PRP STEERING COMMITTEE

EPA recommends that all PRPs meet to select a steering committee responsible for representing the group's interests. Establishing a manageable group is critical for successful negotiations with EPA. Alternatively, EPA encourages each PRP to select one person from its company or organization to represent its interests.

There is presently a PRP steering committee that was formed to represent the interests of many PRPs in this matter. The appropriate steering committee representatives to contact for further information are:

Alphonse McMahon, Esq.
Peper, Martin, Jensen, Maichel and Hetlage
720 Olive Street, 24th Floor
St. Louis, Missouri 63101
(314) 421-3850

MEW Site File
Break11_21745

or

Thomas E. Seidhoff, P.E.
Union Electric
1901 Chouteau Avenue
P.O. Box 149
St. Louis, Missouri 63166
(314) 554-2637

ADMINISTRATIVE RECORD

Pursuant to Section 113(h) of CERCLA, EPA has established an Administrative Record containing documents that form the basis of EPA's decision on the selection of a response action for the Site. The Administrative Record files are available to the public for review and are located at the Cape Girardeau Public Library and the EPA Regional office.

PRP RESPONSE AND EPA CONTACT PERSON

You are encouraged to contact EPA to indicate your willingness to participate in future negotiations with EPA. Otherwise, you have 60 calendar days from the date you receive this notice to provide EPA a written good faith offer demonstrating your willingness to perform the RD/RA. You may respond individually or through the PRP steering committee now in existence. If EPA does not receive a timely response, EPA will assume that you do not wish to negotiate a resolution of your liabilities in connection with the response and that you have declined any involvement in performing the response activities. Pursuant to Section 107 of CERCLA, you may be held liable by EPA for the cost of the response activities EPA performs at the site and for any damages to natural resources.

Your response to this notice letter should be sent to:

Sarah Toevs Sullivan, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency, Region VII
726 Minnesota Avenue
Kansas City, Kansas 66101

The factual and legal discussions contained in this letter are intended solely for notification and information purposes. They are not intended to be and cannot be relied upon as final

MEW Site File
Break11_21746

-6-

EPA positions on any matter set forth herein. If you have any questions pertaining to this matter, please contact Ms. Sullivan or David Hoefer, Assistant Regional Counsel, at the above address, or by calling (913) 551-7010.

Sincerely yours,



Morris Kay
Regional Administrator

Enclosures

cc: James Kavanaugh, Missouri Department of Natural Resources

MEW Site File
Break11_21747

C/005/000023

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to: Ms. Paula Sparks Citizens Utilities Company P. O. Box 3099 Kingman, AZ 86402	4. Article Number P402 726 053 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise Always obtain signature of addressee or agent and DATE DELIVERED.
5. Signature — Addressee X	8. Addressee's Address (ONLY if requested and fee paid) C/005
6. Signature — Agent X	
7. Date of Delivery 	

PS Form 3811, Apr. 1989

U.S.G.P.O. 1989-230-815

DOMESTIC RETURN RECEIPT

P 402 726 053

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Ms. Paula Sparks
 Citizens Utilities Company
 P. O. Box 3099
 Kingman, AZ 86402

PS Form 3800, June 1985

Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date C/005 DEC 21 1989	

MEW Site File
 Break11_21748

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

DEC 09 1988
Ms. Paula Sparks
Citizens Utilities Company
P.O. Box 3099
Kingman, AZ 86402

Re: Missouri Electric Works
Cape Girardeau, Missouri

Dear Ms. Sparks:

On January 26, 1988, the United States Environmental Protection Agency (EPA) sent you a letter notifying you that based on evidence available to EPA, EPA considered you a potentially responsible party (PRP) under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA or "Superfund") in regard to polychlorinated biphenyl (PCB) contamination found at the above referenced site. The letter also requested certain information from you regarding occurrences at the site including whether you shipped, transported or were otherwise involved in PCBs being sent to the site. You responded to this notice by sending information to EPA regarding the above referenced matters.

This letter is to notify you that EPA has reviewed the information you have submitted and that, based on that review and other information available to EPA, EPA continues to consider you a PRP at the M.E.W. site subject to EPA's enforcement authority under CERCLA.

EPA is presently negotiating a consent order with a group of PRPs to conduct an investigation of the M.E.W. site to determine the extent of the release at M.E.W. and what, if any, remedial action is appropriate. EPA is urging all PRPs to participate with this group on this effort. If the result of this investigation and study indicate remedial action is necessary, then EPA will be using its CERCLA authority to insure that the appropriate remedial action is performed. This will be accomplished by EPA by entering into an agreement with PRPs, by EPA issuing a unilateral order to PRPs or by EPA taking the appropriate response action itself and then recovering its costs from the PRPs.

I hope this satisfactorily explains EPA's position on this matter at this time. If you have questions, please call Pauletta France-Isetts of my staff at (913) 236-2856 or Anne Rowland of our legal staff at (913) 236-2809.

Sincerely yours,

David A Wagoner
Director, Waste Management Division

SCOM
FRANCE-ISETTIS

CNSL
ROWLAND

SCOM
SMITH

SPFD
MORBY

WSTM
WAGONER

MEW Site File
Break11_21749

005 000017

Complete Sections 1 and 2 if additional services are desired, and complete Section 3 if you want the "RETURN TO" box on the reverse side. Failure to do this will prevent the return receipt from being sent to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for details.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge)
2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to: **Ms. Paula Sparks
Citizens Utilities Company
P.O. Box 3099
Kingman, AZ 86402**

4. Article Number **P 951 190 570**

5. Service:
☐ Insured
☐ Registered
☐ COD
☐ Registered Mail
☐ Signature Required
☐ Signature Required and DATE DELIVERED

6. Signature - Address
X
X *Paula Sparks*
X *Paula Sparks*
7. Date **DEC 15 1988**

8. Addressee's Address (Only if requested and fee paid)

PS Form 3800, June 1985 • U.S. P.O. 1985-212-865 DOMESTIC RETURN RECEIPT

P 951 190 570

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL
(See Reverse)

PS Form 3800, June 1985

Sent to
Street and No.
P.O. State and ZIP Code
Postage
Certified Fee
Special Delivery Fee
Restricted Delivery Fee
Return Receipt showing to whom and Date Delivered
Return Receipt showing to whom and Date, and Address of Deliver
TOTAL Postage and Fees
Postmark or Date

Ms. Paula Sparks
Citizens Utilities Company
P.O. Box 3099
Kingman, AZ 86402

MEW Site File
Break11_21750

CITIZENS



UTILITIES

RECEIVED

MAR 15 1988

COMPANY

CMPL SECTION

ADMINISTRATIVE OFFICES • HIGH RIDGE PARK • STAMFORD, CONNECTICUT 06905 • 203/329-8800

March 10, 1988

ELECTRIC

KINGMAN AZ
LAKE HAVASU CITY, AZ
NOGALES AZ
KAUAI HI
WALLACE ID
NEWPORT VT

Ms. Pauletta R. France-Isetts, P.E.
U. S. Environmental Protection Agency
Region VII, Superfund Branch
726 Minnesota Avenue
Kansas City, Missouri 66101

GAS

NOGALES AZ
LA JUNTA CO
PAGOSA SPRINGS CO

Re: Missouri Electric Works, Inc.
Cape Girardeau, Missouri

Dear Ms. France-Isetts:

TELEPHONE

BULLHEAD CITY AZ
KINGMAN AZ
LAKE HAVASU CITY, AZ
ALTURAS CA
BURNLEY CA
ELK GROVE CA
FERNDALE CA
RIO VISTA CA
SUSANVILLE, CA
NEW BETHLEHEM PA

This is in response to David A. Wagoner's letter to Paula Sparks of our Kingman office dated January 26, 1988. Our records do not show any dealings with Missouri Electric Works, Inc. of Cape Girardeau, Missouri.

We are providing the following in response to your numbered information requests, and we are doing so without any admission of liability.

WATER

BULLHEAD CITY AZ
NOGALES AZ
SUN CITY WEST AZ
FELTON CA
FERNDALE CA
GUERNEVILLE CA
JACKSON CA
MONTARA CA
SACRAMENTO CA
SANTA ROSA CA
WALLACE ID
ADDISON IL
KOKOMO IN
BRIMFIELD OH
WESTERVILLE OH
LAKE HERITAGE PA
ROYERSFORD PA
WIND GAP PA
WYOMISSING HILLS PA

1. The appropriate contact regarding this request is Thomas F. Williams, Electrical Engineer. The address is High Ridge Park, Stamford, Connecticut, 06905, and the telephone number is 203/329-5098.
2. Our records indicate that we had no transformers shipped to the Missouri Electric Works site at Cape Girardeau, Missouri.
3. Our records indicate that we had no other oil-filled equipment sent to the site for disposal.
4. We have no contracts, invoices, receipts, or other documents related to transport of any transformers or other oil-filled equipment to Missouri Electric Works, Inc.

NEW Site File
Break 1_21751

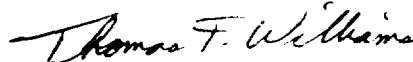
C 005000009

5. We do not have any site specific information or data related to soils, geology, ground water or hydrology at the facility or the surrounding area.
6. We have no plans to perform site characterization activities or contaminant migration assessments in the near future.
7. We have no information on prior or current owners of the 824 South Kingshighway property.
8. We have no knowledge of the practices of the owner or operator of the 824 Kingshighway site in regard to the destruction or disposal of any material or substance containing any concentration of PCB's.
9. We have no knowledge of releases of hazardous wastes or hazardous constituents into the environment from the site at any time in the past or the present.
10. We have no knowledge of any legal action taken to date by the State, local government, or other regulatory authority regarding the site.

Your office has advised us that any involvement that Citizens might have had with Missouri Electric Works, Inc. would have been through National Electric Service Company ("NESC") of St. Louis, Missouri. Our records show that Citizens sold four (4) non-PCB transformers to NESC on September 6, 1985. Since the PCB concentration level of each of the four transformers was below 50 parts per million, the sale complied with all EPA regulations, and the transformers were not considered hazardous materials.

We have enclosed copies of all documentation that we have regarding the sale of the four non-PCB transformers to National Electric Service Company, including NESC Purchase Order Number 0648, Citizens' receipt of payment, and PCB test results. If you require further information, please do not hesitate to call.

Very truly yours,



Thomas F. Williams
Electrical Engineer

TFW028
Enclosures
cc: R. B. Hieber
R. E. Walsh
D. H. Thurston
S. J. Reisner

0005000016

MEW Site File
Break11_21752



National Electric

SERVICE COMPANY

August 29, 1985



Mr. Hal L. Garringer, P.E.
Division Engineer
Citizens Utilities Company
P.O. Box 3099
Kingman, Arizona 86402

Dear Mr. Garringer:

On August 27, 1985, we inspected the following transformers:

- 4 - 500 KVA, General Electric, primary voltage 43,800, secondary voltage 2400/4160Y, phase 1, 60 cycle, weight 5,075 each.

Serial #E696536-61K, #E696534-61K, #E696535-61K
and #E696533-61K.

PCB content is: 9 PPM, 11 PPM, 24 PPM and 30 PPM.

It is our understanding that these units are electrically OK in operating condition when removed from service.

Please enter our offer in the amount of: \$1200 NET for the four (4) units - F.O.B. Kingman, Arizona.

If acceptable, please advise and we will issue our Purchase Order with a check to cover and will arrange for pick up.

Yours very truly,

NATIONAL ELECTRIC SERVICE COMPANY

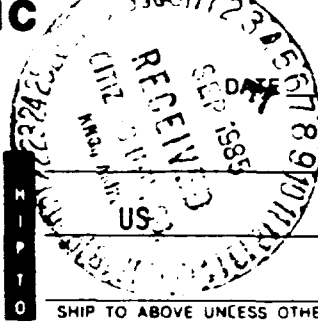
R. A. Guehne
President

RAG/cg

MEW Site File
Break11_21753



C005000011



MEW Site File
Break11_21754

CITIZENS UTILITIES COMPANY	
ELECT. ACCT. NO. <i>Three</i>	WATER ACCT. NO.
TELEPHONE	CODE
REC'D FROM <i>National Electric</i>	
ADDRESS	
CITY <i>for sale of used</i> <i>transformers</i>	
ADVANCE PMT. \$	
FRACTIONAL	<i>TEL-88-LEW 711X</i>
SERVICE CONNECTION	<i>P A I D</i>
TAX - STATE	\$
TAX - FEDERAL	<i>SEP 08 1985</i>
AMT. CREDITED TO ACCT. NO. <i>[REDACTED]</i>	
DEPOSIT CITIZENS COMPANY	
SERVICE ESTABLISHMENT	\$
RECONNECT CHARGE	\$
OTHER	\$
TOTAL \$ <i>1,200.00</i>	
PAYMENT RECEIPT	

MEW Site File
Break11_21755

C 005000013

PRICE

P.O. Box 372, Madison, South Dakota 57042 SALESMAN

CALLS CALLED BACK

605-256-6254 or 612-464-2817

PREVENTIVE CHEMICAL BEHAVIOR, INC.											
SERIAL #	LOCATION	OIL TESTING						PCB TESTING		PCB CONTROL NO.	PCB PPM
		TAG#	DIELECTRIC	ACIDITY	WATER	IFT	SPECIFIC GRAVITY	COLOR	VISUAL		
			59 (X)	0 (X)	none	23 (X)		light	good	5789 ✓	106. ppm
			60 (X)	0 (X)	none	29 (X)		light	good	5792 ✓	109. ppm
			52 (X)	.4½ (B)	none	10 (B)		medium	good	7952 ✓	149. ppm
			58 (X)	0 (X)	none	30 (X)		light	good	7954 ✓	10. ppm
			56 (X)	.3 (B)	none	12 (B)		medium	good	7955 ✓	125. ppm
			55 (X)	.1 (G)	none	15 (B)		light	good	7956 ✓	212. ppm
			52 (X)	0 (X)	none	24 (X)		light	good	7957 ✓	141. ppm
			54 (X)	.05 (X)	none	19 (G)		light	carbon	7958 ✓	25. ppm
			56 (X)	.1 (G)	none	18 (G)		light	carbon	7961 ✓	16. ppm
			60 (X)	.3 (B)	none	12 (B)		dark	good	7962 ✓	118. ppm
			56 (X)	0 (X)	none	22 (X)		light	good	7963 ✓	11. ppm
			56 (X)	.2 (B)	none	13 (B)		medium	good	7964 ✓	379. ppm
MEW Site File Break11_21756											

CUSTOMER Citizens Utilities

ADDRESS P.O. Box 3099

Kingman, Arizona 86402

D. H. Thurston

P.O. # B163754

PHONE#

FILE #

C005000014

BOTTLES SENT

PRICE

P.O. Box 372, Madison, South Dakota 57042 SA L E S M A N

LET'S CALLED BACK

605-256-6254 or 612-464-2817

PREVENTIVE CHEMICAL BEHAVIOR, INC.		OIL TESTING - PCB TESTING						PCB CONTROL NO.	PCB PPM
SERIAL #	TAG #	DIELECTRIC	ACIDITY	WATER	IFT	SPECIFIC GRAVITY	COLOR		
LOCATION									
		52 (X)	.3 (B)	none	10 (B)		medium	7965 ✓	182. ppm
		59 (X)	0 (X)	none	24 (X)		medium	7966 ✓	25. ppm
		59 (X)	0 (X)	none	24 (X)		light	7968 ✓	15. ppm
		56 (X)	0 (X)	none	28 (X)		light	7971 ✓	9. ppm
E-696536-61K		56 (X)	.3½ (B)	none	13 (B)		light	7972 ✓	N.D.
		57 (X)	.3 (B)	none	13 (B)		light	7973 ✓	N.D.
		58 (X)	0 (X)	none	27 (X)		light	7974 ✓	25. ppm
E-696535-61K		58 (X)	0 (X)	none	28 (X)		light	7975 ✓	11. ppm
		57 (X)	.1 (G)	none	20 (G)		light	7976 ✓	27. ppm
		54 (X)	.1½ (G)	none	17 (G)		light	7977 ✓	11. ppm
		55. (X)	.1½ (G)	none	15 (B)		dark	7978 ✓	7610. ppm
MEW Site File Break 11 21757		58 (X)	.05 (X)	none	20 (G)		light	7979 ✓	10. ppm

OWNER

ADDRESS

FACT

P.O. #

PHONE #

FILE #

00000015

750 00
4-11-72
CITIZENS



UTILITIES

COMPANY

2730 ALENE STREET • KINGMAN, ARIZONA 86402 • (602) 753-2124

P. O. BOX 3099

SURPLUS TRANSFORMERS

Kingman, Arizona Area

3 ea. - Serial Nos - 7108593 (275 ppm), 7108592 (418 ppm), 7108594 (408 ppm)
Mfg. - G.E. Type - H KVA - 833 ea.
Voltage - 45000-12000 Weight - 12000 lbs. Oil - 495 gals. ea.
Imp. - 6.56% Form - VDM 60 cyc. - 10
Tap A - 45000 with 4 taps below

3 ea. - Serial Nos - 9852678 (9 ppm), 9852677 (12 ppm), 9852676 (10 ppm)
Mfg. - G.E. Type - H KVA - 250 ea.
Voltage - 43800/12000 Weight - 4700 lbs. Oil - 260 gals. ea.
Imp. - 5.8% 60 cyc. - 10
Tap 3 - 43800

3 ea. - Serial Nos - 7375111 (24 ppm), 7375110 (25 ppm), 7375112 (19 ppm)
Mfg. - W.H. Type - SL KVA - 167 ea.
Voltage - 43800/12000 Weight - 3743 lbs. Oil - 362 gals. ea.
Imp. - 5.9% 60 cyc. - 10
Tap 3 - 100%

1 ea. - Serial Nos. - E696536-61K (9 ppm), E696534-61K (11 ppm),
E696535-61K (25 ppm), E696533-61K (10 ppm)
Mfg. - G.E. Weight - 5075 lbs. KVA - 500 ea.
Voltage - 43800-2400/4160Y Oil - 245 gals. ea.
Tap I is 46200 with 4 below 60 cyc. - 10
Sold Mrs. Elmer 485

1 ea. - Serial Nos - 892379 (faulted) (20 ppm), 892381 (17 ppm), 892380 (27 ppm)
Mfg. - Moloney Type - YCL KVA - 100 ea.
Voltage - 44800/480 Weight - 4425 lbs. Oil - 275 gals. ea.
Imp. - 5.8% 60 cyc. - 10

C 0050000016

MEW Site File
Break 11_21758

CITIZENS



UTILITIES

COMPANY

ADMINISTRATIVE OFFICES • HIGH RIDGE PARK • STAMFORD, CONNECTICUT 06905 • 203/329-8800

March 4, 1988

RECEIVED

MAR 07 1988

CMPL SECTION

ELECTRIC

KINGMAN, AZ
LAKE HAVASU CITY, AZ
NOGALES, AZ
KAUAI, HI
WALLACE, ID
NEWPORT, VT

Ms. Pauletta R. France-Isetts, P.E.
U. S. Environmental Protection Agency
Region VII, Superfund Branch
726 Minnesota Avenue
Kansas City, Missouri 66101

GAS

NOGALES, AZ
LA JUNTA, CO
PAGOSA SPRINGS, CO

Dear Ms. France-Isetts:

This letter is to confirm our conversation of today regarding EPA's investigation of Missouri Electric Works, Inc. of Cape Girardeau, Missouri.

TELEPHONE

BULLHEAD CITY, AZ
KINGMAN, AZ
LAKE HAVASU CITY, AZ
ALTURAS, CA
BURNET, CA
ELK GROVE, CA
FERDALE, CA
RIO VISTA, CA
SUSANVILLE, CA
NEW BETHLEHEM, PA

Since we were originally and mistakenly informed by you that our possible involvement was through National Electric Inc. of Coffeyville, Kansas, and we were subsequently informed by you that our possible involvement was instead through National Electric Service Company of St. Louis, Missouri, it was necessary for us to perform a double inspection of our records to determine any possible connection with these two firms.

WATER

BULLHEAD CITY, AZ
NOGALES, AZ
SUN CITY WEST, AZ
FELTON, CA
FERDALE, CA
QUERNEVILLE, CA
JACKSON, CA
MONTARA, CA
SACRAMENTO, CA
SANTA ROSA, CA
WALLACE, ID
ADDISON, IL
KOKOMO, IN
BRIMFIELD, OH
WESTERVILLE, OH
LAKE HERITAGE, PA
ROYERSFORD, PA
WIND GAP, PA
WYOMISSING HILLS, PA

We expect to complete this inspection within a few days, and will forward any pertinent data along with responses to your information requests to you by March 15, 1988. This letter confirms your agreement via telephone to extend the response deadline for us to March 15, 1988.

Very truly yours,

Thomas F. Williams

Thomas F. Williams
Electrical Engineer

TFW/sh
TFW031

cc: R. B. Hieber
R. E. Walsh
D. H. Thurston

C 005000008

MEW Site File
Break11_21759

E11
JAN 26 1988

Certified Mail
Return Receipt Requested

Ms. Paula Sparks
Office Supervisor
Citizens Utilities Company
Post Office Box 3099
Kingman, Arizona 86402

Dear Ms. Sparks:

Re: Missouri Electric Works, Inc.
Cape Girardeau, Missouri

The United States Environmental Protection Agency (EPA) has records obtained from the Missouri Electric Works, Inc., files indicating that oil-filled electrical equipment containing polychlorinated biphenyls (PCBs) has been handled onsite during operations at their current location at 824 South Kingshighway, Cape Girardeau, Missouri. The Missouri Electric Works, Inc., was originally founded in 1946 and has been located in its present location since 1953.

The property is located approximately 1/2 mile north of the intersection of State Route 74 and U.S. Route 61 in southern Cape Girardeau. The site itself lies within Section 12, T30N, R13E, in Cape Girardeau County, Missouri.

Information available to EPA through a Toxic Substance Control Act (TSCA) Incident Report, filed October 31, 1984, indicated that oil-filled drums onsite were leaking. Furthermore, investigations carried out by EPA and the Missouri Department of Natural Resources (MDNR) have shown that onsite soils are contaminated with concentrations of PCBs (Archlor 1260) of up to 58,000 parts per million (ppm). These leaking drums may have resulted in a release of hazardous materials to the environment, and the resulting contaminated soils present a substantial threat of further release into the environment which may present an imminent and substantial endangerment to the public health, welfare, or the environment.

In accordance with Section 104(e)(1) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA) as amended by Section 122(e)(3)(B) of the Superfund Amendments and Reauthorization Act of 1986 (SARA) and pursuant to Section 11 of the Toxic Substances Control Act of 1976 (TSCA), this letter informs you of your potential liability as a Potentially Responsible Party (PRP), requests certain information from you, and provides for the transmittal of the names of other PRPs. The three primary components of this notification are:

C 003000001

WSTM:SPFD:SCOM:FRANCE-ISETTS:ch:x671:10/28/87 Disk 8 redraft ym 1/5/87

SCOM

CNSL

SCOM

SPFD

WSTM

France Isett
1/14/88

1/14/88

1/14/88

1/22/88

MEW Site File
Break11_21760

- I. A notification of potential liability;
- II. A request for information about the site; and
- III. The release of certain site-specific information (to be released during mailings of Notice Letters or in response to the Freedom of Information Act (FOIA) requests).

Individual components are presented in detail below:

I. Notification of Potential Liability

Based upon the information EPA possesses, Citizens Utilities Company sent oil-filled electrical equipment, including transformers, to Missouri Electric Works, Inc., for resale and/or disposal.

Under Section 107(a) of CERCLA, PRPs include current and past owners and operators, as well as persons who arranged for the transportation, treatment, or disposal of hazardous substances. The EPA, therefore, believes Citizens Utilities Company to be a PPP.

Sections 106(e) and 107(a) of CERCLA and other laws stipulate that responsible parties may be obligated to implement any response action as determined to be necessary by EPA and may also be liable for all costs incurred by the government in responding to any release or threatened release at the site. Such costs can include, but are not limited to, expenditures for investigation, planning, cleanup of the site and enforcement.

By this letter, EPA notifies Citizens Utilities Company of the potential liability with regard to this matter, and encourages Citizens Utilities Company to consider undertaking remedial investigations and feasibility study activities (RI/FS) and subsequent remedial design/remedial action which will be overseen by EPA.

Enclosed is a preliminary list of other PRPs as determined from currently available information. An initial group of 41 PRPs, including the facility owner, received this notification in June 1987. Approximately 30 of those notified were represented at an initial meeting of the PRPs in St. Louis, Missouri, on August 10, 1987. During this meeting, an Interim Steering Committee was appointed. On September 18, 1987, the Interim Steering Committee met with EPA in the Regional Office in Kansas City, Kansas. Another group of about 100 PRPs received this notification during early November 1987.

It is suggested that all PRPs work in conjunction and form a manageable committee which is responsible for representing the group's interest, developing proposals, conducting remedial activities at the site, and facilitating negotiations with EPA. The enclosures identify the names of the originally notified PRPs, as well as those notified subsequently and those receiving this notification.

C 005000002

II. Request for Information

Under the provisions of Section 104 of CERCLA, as amended by the Superfund Amendments and Reauthorization Act of 1986, 42 U.S.C. 9604, and Section 3007 of the Resource Conservation and Recovery Act, 42 U.S.C. 6927 (RCRA), EPA has the authority to require any person who has handled hazardous substances and/or wastes or who has or may have information relevant to materials generated, treated, stored or disposed or transported to a facility or relevant to a release, or information relating to the ability of a person to pay for or perform a cleanup to furnish such information upon request. The EPA is seeking information for the purpose of enforcing the appropriate provisions of CERCLA and to assist the Agency in determining the need for a response to a release or threat of a release of hazardous substances under CERCLA. Accordingly, with respect to the hazardous substances handled at the Missouri Electric Works, Inc., site, you are requested to provide the following information:

1. If not you, the official or representative of Citizens Utilities Company, to contact regarding this request, including name, title, address and telephone number.
2. With respect to all transformers shipped to the site:
 - a) The manufacturer and serial number of the respective transformers;
 - b) The quantity of oil in each respective transformer;
 - c) The concentration of PCBs contained in the transformer oil;
 - d) The purpose of shipment (i.e., repair or resale);
 - e) The time period or periods in which these transformers were sent to Missouri Electric Works, Inc.; and
 - f) A list of transporters for each transformer, including company name, address and telephone number.
3. Information (as described in #2 above) on any other oil-filled electrical equipment sent to the site for disposal or treatment.
4. Copies of any contracts, invoices, receipts, or other documents related to the transport of transformers or other oil-filled electrical equipment to Missouri Electric Works, Inc.
5. Site-specific information or data related to soils, geology, ground water or hydrology at the facility or for the surrounding area.
6. Identification of any plans by Citizens Utilities Company, to perform site characterization activities or contaminant migration assessments in the near future.

C005000003

7. Information on prior or current owners of the 824 South Kingshighway property, including names, addresses, dates of ownership and deeds.
8. Any knowledge of the practices of the owner or operator of the 824 Kingshighway site in regard to the destruction or disposal of any material or substance containing any concentration of PCBs.
9. Any knowledge of releases of hazardous wastes or hazardous constituents (see 40 C.F.R. Part 261, Appendix VIII) into the environment (air, surface water, ground water, or soil) from the site at any time in the past or the present. Provide a complete description of each release including, but not necessarily limited to, the following:
 - a) Location of release;
 - b) Waste or constituents released;
 - c) Quantities of release;
 - d) Date(s) of release;
 - e) Cause of release;
 - f) Response action taken;
 - g) Environmental impact of release and response; and
 - h) Measures taken to prevent the reoccurrence of release.
10. A description of all legal action taken to date by the State, local government, or other regulatory authority regarding the site.
11. Should you be unable to obtain or provide the above information, please indicate the names and addresses of those individuals and/or corporations who would possess such information.

This request extends to all information contained in written documents in the possession of Citizens Utilities Company, its officials, employees, consultants, or agents thereof, as well as any other information, whether written or otherwise, within the knowledge of Citizens Utilities Company including its officials, employees, consultants, or agents. For your convenience, you may provide copies of these written documents if you also provide in written form any and all additional information based upon your knowledge, but not now committed to writing.

The EPA release of information (discussed below) is not conditioned upon a PRF's willingness to release information to EPA. However, if this request for information is not complied with voluntarily, the EPA intends to vigorously enforce fulfillment of information requests with the enforcement authorized under SARA. These tools include issuing an Administrative Order or asking the United States Attorney General to commence a civil action to compel compliance under 104(e) and issuing subpoenas under 122(e)(3)(B). Under 104(e), the Court may assess a penalty of \$25,000 for each day of non-compliance against anyone who unreasonably fails to comply with an information request.

C 005 000004

MEW Site File
Break11_21763

You are requested to submit this information within 30 days of receipt of this letter. A claim of confidentiality can be made covering all or part of the information submitted. It is your responsibility to inform EPA whether information provided is confidential and subject to protection under Section 104(e) of CERCLA.

The EPA regulations governing confidentiality of business information are set forth in Part 2, Subpart B of Title 40 of the Code of Federal Regulations (C.F.R.). You may, if you desire, assert a business confidentiality claim covering part or all of the information submitted to, or reviewed by, EPA. Such a claim may be made by placing on (or attaching to) the information, at the time of its submittal to, or review by, EPA, a cover sheet, stamped as "trade secret," "proprietary" or "company confidential." Allegedly confidential portions of otherwise nonconfidential documents should be clearly identified and may be submitted separately to facilitate identification and handling by EPA. If confidential treatment is sought only until a certain date or until the occurrence of a certain event, the request should so state.

Information submitted for which a claim of confidentiality is made will be disclosed by EPA only to the extent and by the means authorized by the procedures specified in 40 C.F.R. Part 2, Subpart B (1985). The EPA will construe the failure to furnish a confidentiality claim with your response to this letter as a waiver of that claim, and information may be made available to the public without further notice.

III. Release of Information

The EPA offers the following information and planned activities for the site:

A. List of PRPs

As previously mentioned, a preliminary list of PRPs is enclosed. The EPA will provide names of additional PRPs and other pertinent information as it becomes available, either through formal request by Citizens Utilities Company, pursuant to the Freedom of Information Act, 5 U.S.C., 552, (FOIA) or by subsequent correspondence in the special notice letter sent to PRPs prior to conducting the RI/FS.

B. Scheduling of Planned Activities

The Missouri Electric Works, Inc., site has not yet been proposed for inclusion on the National Priorities List (NPL) at this time. The EPA is currently planning to conduct an Expanded Site Investigation (ESI) at the site which will include further investigations to identify the local hydrogeological characteristics and define the nature and extent of soil, air, surface water and ground water contamination at the site.

C 005000005

MEW Site File
Break11_21764

In addition to the above investigation, Citizens Utilities Company may be asked at a later date to undertake, or may be liable for, corrective measures necessary to protect public health, welfare or the environment that are in addition to those measures mentioned above. Such measures may include, but are not limited to:

- ° Implementing initial remedial measures, e.g., securing the site to prevent contact with any hazardous substances that may be present at the site and/or removal of contaminated material from the surface of the site;
- ° Designing and implementing the EPA approved remedial option; and
- ° Providing any monitoring and maintenance necessary after remedial measures are completed.

Prior to initiating remediation activities at the site, EPA will issue notification letters to the PRPs as follows:

- ° First special notice letter--submitted in advance of conducting the RI/FS. A general scope of work will be included; and
- ° Second special notice letter--submitted in advance of conducting Remedial Design/Remedial Action (RD/RA). The "preferred alternative" for the site remediation will be identified.

By this letter, EPA is seeking to ascertain whether or not Citizens Utilities Company is willing and able to undertake investigation and studies in accordance with an EPA Work Plan and under EPA oversight. This letter does not constitute a special notice pursuant to Section 122(e) of CERCLA.

The Superfund Amendments and Reauthorization Act of 1986, which was signed into law October 17, 1986, provides that an owner, operator, or other responsible party may be allowed to perform an RI/FS in certain circumstances.

Section 104(a) provides that the RI/FS must be done properly and promptly. The party must be qualified to conduct the RI/FS. Any plans to remediate the site must have EPA approval prior to initiating any work. The party must agree to reimburse EPA for any costs incurred in connection with EPA overseeing and reviewing the conduct of the RI/FS, including EPA contractor costs. Section 122(d)(3) provides that an agreement with a PRP to perform an RI/FS will be put into a court-enforceable consent decree or administrative order which sets out the responsibilities of the party.

C 005000006

MEW Site File
Break11_21765

C. EPA Contact Person

The information requested should be submitted to:

Ms. Pauletta R. France-Isetts, P.E.
U.S. Environmental Protection Agency
Region VII, Superfund Branch
726 Minnesota Avenue
Kansas City, Kansas 66101
(913) 236-2856

Ms. France-Isetts is EPA's Regional Project Manager (RPM) designated to be responsible for receiving data from the PRPs and providing additional information, as requested. Regional Counsel has designated Anne Rowland as the EPA legal contact. Legal questions should be addressed to:

Ms. Anne Rowland
U.S. Environmental Protection Agency
Region VII, Regional Counsel
726 Minnesota Avenue
Kansas City, Kansas 66101
(913) 236-2809

The factual and legal discussions contained in this letter are intended solely for notification and information purposes. They are not intended to be, and cannot be, relied upon as a final Agency position on any matter set forth herein.

The EPA would like to encourage good faith negotiations between Citizens Utilities Company and the Agency, as well as with other parties potentially responsible for the site. As mentioned, the information requested in this letter should be submitted within 30 calendar days of receipt of this correspondence. We hope that you will give these matters your immediate attention.

Sincerely yours,

David A. Wagoner
Director, Waste Management Division

Enclosure

cc: Keith Schardein, MDNR

bcc: Ron Ritter, CIGL
Steve Wurtz, PBAF
Paul Doherty, ENSV
MEW-PRP files, (PRFI), SPFD

C. 005 000007

MEW Site File
Break11_21766

INSTRUCTIONS: Complete items 1 and 2 when special services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. ☐ Restricted Delivery
↑(Extra charge)↑

2. ☐ Restricted Delivery
↑(Extra charge)↑

<p>3. Article Addressed to:</p> <p>Paula Sparks Police Supervisor City of Kingman Utilities Co. P.O. Box 3099 Kingman, Arizona 86402</p>	<p>4. Article Number</p> <p>P-562 417 451</p> <p>Type of Service:</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Insured</p> <p><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD</p> <p><input type="checkbox"/> Express Mail</p> <p>Always obtain signature of addressee or agent and DATE DELIVERED.</p>
<p>5. Signature - Addressee</p> <p>X</p> <p>6. Signature - Agent</p> <p>X <i>John Benson</i></p> <p>7. Date of Delivery</p> <p>FEB - 1 1988</p>	<p>8. Addressee's Address (ONLY if requested and fee paid)</p>

PS Form 3811, Mar. 1987 U.S. G.P.O. 1987-179-900 DOMESTIC RETURN RECEIPT

P-562 417 451

RETURN TO CERTIFIED MAIL

U.S. POSTAL SERVICE
Post Office Box 3099
Kingman, Arizona 86402

U.S.G.P.O. 153-50h

Sent to:

Ms. Paula Sparks

Street and No.

P.O. Box 3099

P.O., State and ZIP Code

Kingman, Arizona 86402

Postage

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt postage (with or without Restricted Delivery)

Return Receipt postage (with or without Restricted Delivery)

Date and Address of Delivery

TOTAL Postage and Fees

Postmark or Date

PS Form 3800 June 1985

MEW Site File
Break11_21767